

REPLY FROM NATIONAL MEDIATION BOARD

NATIONAL MEDIATION BOARD,
Washington, D.C., March 10, 1965.

HON. JOHN E. MOSS,
*Chairman, Foreign Operations and Government Information Subcommittee,
Committee on Government Operations, House of Representatives.*

DEAR CONGRESSMAN MOSS: This is in response to your letter of February 12, 1965, requesting information regarding the application of section 3 of the Administrative Procedures Act of 1946 (5 U.S.C. 1002) to the operation of the National Mediation Board.

Section 5 U.S.C. 1002 applies to all functions of this Board. A statement of the operations, organization, and rules of the Board has been printed in the Federal Register. A pamphlet containing the Board's rules as they appear in Code of Federal Register, title 29, chapter X, is available to the public.

In addition, a description of the Board's operations, its organization and method of procedure is printed each year in the Annual Report of the National Mediation Board. Rules and general policy statements are also contained in this report. The report, in addition, summarizes major policy decisions of the Board made during the fiscal year. This report is given wide distribution throughout the industries served by the Board.

Opinions and orders of the Board are not held confidential by the Board; consequently, unpublished orders or opinions are not used as precedents.

The mediation function of the Board in assisting labor and management is such that by its very nature certain information and confidential reports contained in the Board's files are not open for public inspection. Part 1202.15 of the Board's rules outlines the policy and practice of the Board in regard to the non-disclosure of information and confidential mediation files. This part also, in response to your question, 11, indicates the Board's definition of official record.

Files, records and opinions of the Board which result from public hearings conducted in connection with the Board's activities are available without restriction to the general public.

The response to questions 8, 9, and 10 in each instance is none.

Attached are two copies of the Board's rules and the latest annual report.

If additional information on this questionnaire is desired, please contact the undersigned at code 128, extension 5822.

Very truly yours,

THOMAS A. TRACY,
Executive Secretary.

REPLY FROM NATIONAL SCIENCE FOUNDATION

NATIONAL SCIENCE FOUNDATION,
Washington, D.C., March 16, 1965.

HON. JOHN E. MOSS,
*Chairman, Foreign Operations and Government Information Subcommittee,
Committee on Government Operations, House of Representatives.*

DEAR MR. CHAIRMAN: This is in reply to your letter of February 12, 1965, in which you request answers to specific questions relating to section 3 of the Administration Procedure Act of 1946 (5 U.S.C. 1002). Our answers are set forth below and are numbered in the same manner as the questions contained in your letter.

1. Insofar as 5 U.S.C. 1002 is applicable to the activities of the National Science Foundation, it applies to the Foundation as a whole. There are no particular units of the Foundation to which the section would not apply.

2 (a) and (b). A description of the organization of the Foundation is contained in the U.S. Government Organization Manual, published annually by the Office of the Federal Register, National Archives and Records Service, General Services Administration. In the 1964-65 edition of the manual this description appears on page 458. An organization chart of the Foundation appears on page 616 of the same volume. In addition, the annual report of the Foundation lists, by name, Foundation personnel in charge of the various offices and divisions of the Foundation, as well as the members of our advisory committees and panels. For example, such information is contained in appendix A of the annual report